

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Syuji TSUKAMOTO

Application No.: 09/972,950

Filed: October 10, 2001

For: OPTICAL MULTI-LEVEL RECORDING MEDIUM AND OPTICAL MULTI-LEVEL RECORDING METHOD (AS AMENDED)



Group Art Unit: 2655

Examiner: G. PATEL

Docket No.: 116554

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Technology Center 2600

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Your Petitioner, TDK Corporation, represents that it is the owner of a 100% interest in the above-identified patent application by virtue of an Assignment filed October 10, 2001 and recorded at Reel 012249, Frame 0387. The undersigned also certifies that he is empowered to execute this Terminal Disclaimer on behalf of the assignee.

Your Petitioner hereby disclaims the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration of the full statutory term as presently shortened by any Terminal Disclaimer, of U.S. Patent No. 6,611,484 B2 issued August 26, 2003 and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said U.S. Patent shall be the same as the legal title to any patent issuing from the above-identified application, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration of the full statutory term as presently shortened by any Terminal Disclaimer of said U.S. Patent in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any Terminal Disclaimer.

Our Check No. 160847 in the amount of \$110.00 is attached in accordance with 37 CFR 1.20(d). The U.S. Patent and Trademark Office is authorized to debit Deposit Account No. 15-0461 in the amount necessary to effect filing of this Terminal Disclaimer.

DATE: 11/23/2004

SIGNED:

11/24/2004 LWONDIM1 00000065 09972950

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110.00 OP

TYPED NAME:

Eric D. Morehouse

TITLE OR REGISTRATION NO.
OF ATTORNEY OF RECORD:

38,565